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PART IV

Legislative Measures and Rules thereunder

NOTIFICATIONS.

No. W. 1625—W. 17-45-S, dated Bangalore, the 2nd April 1946.

In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Defence of India Rules, in force in Mysore, namely :—

In rule 90C of the said Rules, Clauses (*b*) and (*c*) of sub-rule (1) and the words " forward contract or " in sub-rule (2) shall be omitted.

V. VEDAVYASACHARYA, *Chief Secy.*

No. T. 2622—R. T. 28-45-15, dated Bangalore, the 4th April 1946.

The following is republished for general information.

MOHAMED ISMAIL SHERIFF, *Genl. Secy.*

Civil Motor Cars Control Order, 1945.

WAR TRANSPORT DEPARTMENT.

NOTIFICATION.

New Delhi, 9th February 1946.

No. 9-L. V. C. (2)—46. In pursuance of Clause 6 of the Civil Motor Cars Control Order, 1945, the Central

Government is hereby pleased to specify the maximum retail prices of the controlled motor car of the make and types described below :—

Make and Types.	*Maximum Retail price.* Rs.	
Morris 8 H. P. 2-door Fixed Head Saloon.	5,525	At main ports of importation, *plus* octroi paid, if any, and in the case of distributors whose main place of business is away from the main ports, *plus* also transit insurance charges and transportation charges from the port of importation at goods freight rate, if moved by rail or sea, or at rates sanctioned by the Central Government from time to time, if moved by road.
Morris 8 H. P. 2-door Sliding Head Saloon.	5,700	

These prices are *Provisional*, and will be applicable only until final prices are notified.

R. B. Elwin,
Deputy Secretary.

No. C. 2024—C. O. 63-44-4, dated Bangalore, the 2nd April 1946.

In exercise of the powers conferred by sub-rule (2) of Rule 81 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Typewriter (Control) Order, 1943, namely :—

In Schedule II annexed to the said Order, after entry 12, the following entry shall be inserted, namely, "13. Messrs. D. P. Eduljee & Co., Lahore."

No. C. 2026—Co. 11-45-11, dated Bangalore, the 2nd April 1946.

In exercise of the powers conferred by sub-rule (2) of rule 81 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Rubber Control and Production Order 1942, and to direct with reference to sub-rule (1) of rule 119 of the said rules, that notice of this order shall

be given by publication in the Gazette and by the issue of a suitable press note :—

For the First Schedule to the said Order, the following schedule shall be substituted, namely :—

"The First Schedule" See clause 5. Raw Rubber Prices.

Sl. No.	Grade and quality of rubber	Group No.	Place delivered	Rate per 100 lbs.
				Rs. a. p.
1	R. M. A. IX	Group 1	Cochin	77 5 0
2	Do 1			
3	Do 2	Group 2	do	76 15 0
4	Do 3			
5	Cuttings No. 1			
6	R. M. A. 4			
7	Do 5	Group 3	do	74 8 0
8	Cuttings No. 2			
9	Pale Latex Crepe IX	Group 4	do	78 4 0
10	Do do 1			
11	Do do 2			
12	Patish do 3FAQ			
13	Estate Brown Crepe IX	Group 5	do	72 12 0
14	Do do 2X			
15	Smoked blanket			
16	Remilled Crepe 2			
17	Estate Brown Crepe 3X	Group 6	do	68 5 0
18	Remilled Crepe 3			
19	Do do 4			
20	Flat Bark	Group 7	do	63 7 0
21	85 per cent Normal Latex (excluding cost of containers).	...	do	77 5 0*
22	50 per cent to 55 per cent concentrated latex (excluding cost of containers).	...	...	77 5 0†

* *Plus* a premium of Rs. 17-8-0 based on actual D. R. C. of a latex delivered.
† *Plus* a premium of Rs. 43 based on actual D. R. C. of a latex delivered.

No. C. 2073—C. O. 18-45-25, dated Bangalore, the 5—6th April 1946.

In pursuance of clause 11 of the Indian Woollen Goods (Control) Order, 1945, the Government of His Highness the Maharaja are pleased to direct that the time-limit fixed in the Notification No. C. 458—C.O. 18-45-6, dated 10th November 1945 for disposal by dealers

of all Indian Woollen Goods other than controlled woollen goods not manufactured and marked according to the directions issued to the manufacturers in pursuance of clause 3 of the Indian Woollen Goods (Control) Order, 1945, shall be extended up to the 30th April 1946.

No. C. 2075—C.O. 65-45-14, dated Bangalore, the 6th April 1946.

In exercise of the powers conferred by clause 20 of the Drugs Control Order, 1946, the Government of His Highness the Maharaja are pleased to exempt any person appointed by the Government or any officer thereof to sell quinine substitutes (*i.e.* Mepacrine Hydrochloride and Quinacrine Hydrochloride) on behalf of Government from the provisions of clauses 4, 5 and 14 of the said Order in respect of their purchasing or selling the said drugs.

No. C. 2082—C.O. 64-45-4, dated Bangalore, the 6th April 1946.

In exercise of the powers conferred by sub-rule (2) of Rule 81 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to cancel, with effect from the 1st April 1946, the Sulphuric Acid (Control) Order, 1946, issued in Notification No. C. 1208—C.O. 64-45-2, dated the 12th February 1946, and to direct with reference to sub-rule (1) of Rule 119 of the said Rules that notice of the said Order shall be given to the public by publishing it in the Gazette.

No. C. 2107—Co. 77-45-5, dated Bangalore, the 8th April 1946.

In exercise of the powers conferred by sub-rule (2) of rule 81 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following amendments shall be made to the Notification No. C. 1376, dated the 1st March 1946 (published on page 163 of Part IV of the *Mysore Gazette*), and to direct with reference to sub-rule (1) of rule 119 of the said Rules, that notice of the said amendments shall be given by the publication of the same in the Official Gazette and by the issue of a Press Note summarising the amendments.—

1. In sub-clause (1) of clause 1 for the figures "1945" the figures "1946" shall be substituted.

2. In sub-clause (*a*) of clause 2 for the word "in" occurring between "Schedule" and "this order," the word "to" shall be substituted; in sub-clause (*c*) for the word "India" occurring after the word "into" the word "Mysore" shall be substituted; in clause (*d*) for the word "or" between the words "Mysore" and "any officer" the words "and includes" shall be substituted; the word "Additional" will be inserted between the words "powers of the" and "Textile Commissioner."

3. Clause 2A.—In sub-clause (2) of clause 2A between the words "dispose of" and "dyes" the word "any" shall be inserted.

4. Clause 3.—In sub-clause (4) of clause 3, the word "licenses" will be substituted for the word "license" in the last line.

5. For sub-clauses 9 and 9A of clause 3 the following shall be substituted:—

"(9) Nothing in this clause shall apply to petty dealers: Provided that the Textile Commissioner may by notification in the Official Gazette direct that the clause shall apply to such petty dealers as carry on business in any area and thereupon it shall apply to petty dealers carrying on business in that area."

Explanation:—A "petty dealer" means a dealer who deals exclusively in the categories of dyes specified below, and whose total stocks at any one time do not exceed 500 lbs., and who does not sell in any one transaction a quantity of dyes exceeding 5 lbs.

Acid colours.
Alizarine colours.
Aniline Salt.
Basic colours.
Diazo colours.
Direct colours.
Indigo.

6. For clause 4, the following shall be substituted:—

"4. The Textile Commissioner may by order in writing require any dealer in dyes or chemicals to sell to such persons such quantities of dyes or chemicals at such prices as may be specified in the order and the dealer shall comply with such order."

7. After clause 4, the following shall be inserted :—

"4A. (1) In any area to which this clause is applied by the Textile Commissioner by a notification in the Official Gazette, no person shall buy or have in his possession any dye or chemical save under and in accordance with the conditions of a permit granted by the Textile Commissioner;

(2) applications for such permit shall be made in such form as the Textile Commissioner may prescribe;

(3) the permit shall be in such form as the Textile Commissioner shall prescribe and shall be valid for the period therein specified;

(4) the Textile Commissioner may in his discretion and without assigning any reason, refuse to grant a permit to any person and his decision shall be final;

(5) the Textile Commissioner may specify in the permit the conditions, if any, under which it is issued and the person to whom it is granted shall comply with those conditions;

(6) The fees for the grant of a permit shall be such as the Textile Commissioner may prescribe by notification in the Official Gazette;

(7) Subject to the provisions of sub-clause (8), the permit shall be valid for the period specified therein;

(8) If the holder of a permit has supplied incorrect information in his application or in any return submitted by him under sub-clause (9) or if he contravened any conditions of the permit or if at any time the Textile Commissioner is satisfied that for any other reason the permit-holder is not a fit person to hold the permit, the Textile Commissioner may in his discretion and without prejudice to any other action, which may be taken against him, cancel or suspend the permit and the order of the Textile Commissioner shall be final;

(9) Every person holding a permit shall maintain books of account and other records of his business in such manner as the Textile Commissioner may prescribe and shall submit returns in such form and manner and at such time as the Textile Commissioner may prescribe;

(10) Nothing in this clause applies to a person holding a valid license granted under clause 3".

8. For clause 5, the following shall be substituted :—

"5. The Textile Commissioner may, with a view to secure compliance with the provisions of this Order :—

(*a*) require any person to give such information in his possession with respect to any business carried on by that or any other person as he may demand :

(*b*) inspect or cause to be inspected any books or other documents belonging to or under the control of any person ;

(*c*) enter or search or authorise any person to enter and search and seize or authorise any person to seize :—

(i) any dyes or chemicals in respect of which he has reason to believe that a contravention of this order has been committed ; or

(ii) any other article found in the premises which he has reason to believe has been or is intended to be used in connection with a contravention of this order ;

(*d*) direct any dealer not to sell any dyes and chemicals, except to such person or persons as he may specify."

9. After clause 6, the following clause shall be inserted :—

"7. No prosecution for the contravention of any of the provisions of this Order shall be instituted without the previous sanction of the Textile Commissioner."

10. Any Court trying a contravention of this Order may, without prejudice to any other sentence which it may pass, direct that any article or articles in respect of which it is satisfied that the Order has been contravened shall be forfeited to Government.

11. The Textile Commissioner may, by general or special order in writing and subject to such conditions as may be specified therein, wholly or partially, exempt any person from the operation of all or any of the provisions of this Order.

12. In the Schedule appended to the Order,—

(1) for the word and figure "clause 2" in the brackets, the word and figure "clause 2 (a)" shall be substituted;

(2) the words "sodium acetate" shall be omitted; and

(3) for the words "resist salt" the words "resist salt L" shall be substituted.

E. V. GANAPATI IYER, *Civil Supplies Secy.*

No. R.L. 868—Legis. 29-45-1, dated Bangalore, the 9th April 1946.

Ordered that the accompanying Limitation (War Conditions) (Emergency) Act, 1946, which received the assent of His Highness the Maharaja, on the Twenty-third day of March 1946, be published as Act No. XIII of 1946, in the *Mysore Gazette*, for general information.

S. KANAKARATNARAJ,
Legal Remembrancer and
Secretary to Government,
Law Department.